

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF PENNSYLVANIA

RICHARD CROWLEY, JR., and CYNTHIA)	CIVIL ACTION
CROWLEY, husband and wife,)	
)	
Plaintiffs,)	No. 08 - cv -117
)	
vs.)	
)	
HEALTHAMERICA PENNSYLVANIA, INC.,)	
)	
Defendant.)	

STIPULATION OF COUNSEL [REDACTED]

IT IS HEREBY STIPULATED AND AGREED by counsel for the parties, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, that Defendant hereby withdraws its Motion to Dismiss the Complaint filed by Plaintiff; in consideration thereof, Plaintiff agrees to refile within twenty(20) days, an Amended Complaint which asserts a claim within the Employment Retirement Income Security Act of 1974, 29 U.S.C. §1001 *et seq.*

TUCKER ARENSBERG, P.C.

Dated: March 20, 2008

By: /s/ Kenneth G. Scholtz, Esquire
Kenneth G. Scholtz, Esquire
1500 One PPG Place
Pittsburgh, PA 15222
(412) 566-1212
Attorneys for Defendant, HealthAmerica
Pennsylvania, Inc.

BALZARINI & WATSON

Dated: March 20, 2008

By: /s/Edward J. Balzarini, Jr, Esquire
Edward J. Balzarini, Jr., Esquire
3303 Grant Building
Pittsburgh, PA 15219
Attorneys for Plaintiffs, Richard
Crowley Jr., and Cynthia Crowley

SO ORDERED this 26th day of March, 2008.



Gary L. Lancaster, U.S. District Judge